

ORIGINAL

BEFORE THE
Federal Communications Commission
WASHINGTON, D.C.

RECEIVED

AUG 19 1996

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of

Amendment of Section 73.202(b)

Table of Allotments

FM Broadcast Stations

(Dickson and Kingston Springs, Tennessee)

MM Docket No. 96-___

RM-___

DOCKET FILE COPY ORIGINAL

To: Chief, Allocations Branch

PETITION FOR RULE MAKING

Tuned In Broadcasting, Inc. ("Tuned In"), licensee of WYYB(FM), Dickson, Tennessee, by its undersigned attorneys and pursuant to Section 1.402 of the Commission's rules, hereby requests that the Commission initiate a rule making proceeding to reallocate channel 229A from Dickson to Kingston Springs, Tennessee and to modify the license of its station, WYYB(FM), accordingly. In support of this Petition, Tuned In states as follows:

Technical Considerations

1. As is demonstrated by the attached Technical Exhibit, the requested reallocation of channel 229A and modification of WYYB(FM)'s license comply with the requirements of Section 1.420(i) of the Commission's rules in that the requested action is mutually exclusive with WYYB(FM)'s currently-authorized operations.^{1/} In addition, the reallocation of channel

^{1/} See Technical Exhibit in Support of A Petition for Rule Making to Amend the FM Table of Allotments, Dickson and Kingston Springs, Tennessee ("Technical Exhibit"), attached hereto as Exhibit A at 3-4.

No. of Copies rec'd
List A B C D E

074
MMB

229A to Kingston Springs from Dickson complies with the Commission's minimum distance separation requirements without the necessity of imposing a site restriction.^{2/} Moreover, reallocation of channel 229A will provide the community of Kingston Springs with its first local aural transmission service and it will result in an increase of 388,220 persons within the 60 dBu contour of WYYB(FM).^{3/}

Policy Considerations

2. As noted above, the community of Kingston Springs currently has no local aural transmission service, and, in fact, the entire county of Cheatham in which Kingston Springs is located is home to only one radio station, WQSV(AM), Ashland City, Tennessee, which only broadcasts on a regular basis from 6:00 a.m. to 6:00 p.m.^{4/} Dickson, Tennessee, in contrast, is currently served by three radio stations, WYYB(FM), WDKN(AM) and WQZQ-FM,^{5/} and thus will continue to have local aural transmission service upon grant of the requested reallocation.

3. The community of Kingston Springs, Tennessee warrants this new aural service. First, Kingston Springs is listed in the U.S. Census. Kingston Springs is also an incorporated area.^{6/} Kingston Springs is governed by an elected mayor and four other council members who meet monthly. It is the only city within Cheatham County to also employ a full-time City Manager to oversee the city's operations. Kingston Springs also provides its residents with public health and safety services through the offices of Public Safety Director, Public Works

^{2/} See Technical Exhibit at 3.

^{3/} See Technical Exhibit at 4.

^{4/} See Exhibit B.

^{5/} Broadcasting & Cable Yearbook 1996 at B-386.

^{6/} Rand McNally, 1993 Commercial Atlas & Marketing Guide (124th ed.), at 512.

Director, City Attorney, City Recorder, City Judge, Fire Chief and Parks Commissioner.^{7/} The community also has a local weekly newspaper, The Advocate, a post office, local baseball, football and soccer fields, and collects its own property taxes.^{8/}

4. The 1990 census reports the population of Kingston Springs as 1,529.^{9/} More current data compiled by the State of Tennessee Department of Economic and Community Development, however, reflects a new population base of 2,425.^{10/} Accordingly, so far this decade, the population of Kingston Springs has almost doubled. Kingston Springs is readily accessible to Interstate I-40 presenting the opportunity for further growth. So far this year, 59 residential building permits have been issued in Kingston Springs representing \$5,351,333.00 in value and substantially out-pacing building permit issuance in 1995, which totaled only 69 permits.^{11/} For these reasons, Tuned In submits that Kingston Springs easily qualifies as a community warranting its first local aural transmission service.

5. If the proposal set forth herein is adopted, Tuned In will proceed to file the appropriate application for the facility requested herein and, if authorized, to construct and place the station into operation.^{12/}

^{7/} See Exhibit C.

^{8/} See Exhibit B.

^{9/} See Technical Exhibit at 2.

^{10/} See Exhibit D.

^{11/} See Exhibit E.

^{12/} The station currently has pending an application proposing a “one-step” upgrade to class C3 which it will amend to specify channel 229A at Kingston Springs if this Petition is granted and the channel reallocated.

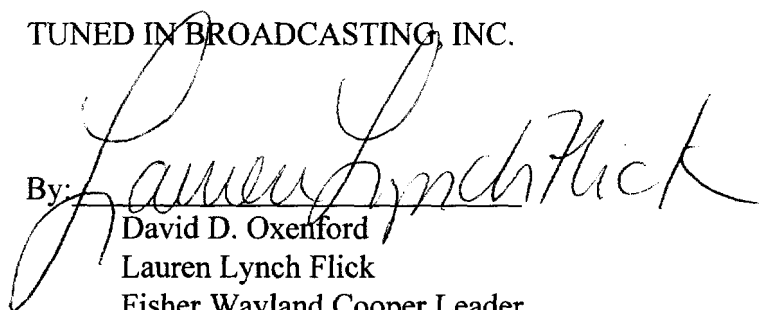
Conclusion

For all the foregoing reasons, Tuned In Broadcasting, Inc., respectfully requests that the Commission initiate the rule making requested herein and that it reallocate channel 229A from Dickson to Kingston Springs, Tennessee and modify the license of radio station WYYB(FM) accordingly.

Respectfully submitted,

TUNED IN BROADCASTING, INC.

By:



David D. Oxenford

Lauren Lynch Flick

Fisher Wayland Cooper Leader
& Zaragoza L.L.P.

2001 Pennsylvania Avenue, NW
Suite 400

Washington, D.C. 20006

(202) 659-3494

Its Attorneys

Dated: August 19, 1996

Exhibit A

TECHNICAL EXHIBIT
IN SUPPORT OF
A PETITION FOR RULE MAKING
TO AMEND THE FM TABLE OF ALLOTMENTS
DICKSON AND KINGSTON SPRINGS, TENNESSEE

Technical Narrative

This technical narrative and associated exhibits have been prepared on behalf Tuned In Broadcasting, Inc. (herein "Petitioner") in support of a Petition for Rule Making to amend Section 73.202(b) by the reallotment of channel 229A (93.7 MHz) from Dickson to Kingston Springs, Tennessee and the modification of the license (BMLH-940307KC)) of FM Station WYYB accordingly. As the requested change is mutually exclusive with the allotment of channel 229A at Dickson, Petitioner invokes the provisions of Section 1.420(i).

The following is a summary of the reallotment proposal:

- The community of Kingston Springs (1990 census population 1,529) will be provided with its first local aural transmission service and Dickson (1990 census population 8,791) will continue to have local service from stations WQZQ-FM and WDKN(AM) which are authorized to operate at Dickson.
- Kingston Springs is not located within an Urbanized Area as defined by the 1990 U.S. Census.
- The proposed WYYB operation will not place a 70 dBu signal over 50% or more of any Urbanized Area, and therefore, constitutes a first local service at Kingston Springs.
- The number of persons within the WYYB 60 dBu contour will increase by 388,220 persons.

Dickson and Kingston Springs, Tennessee

Proposed Change in Table of Allotments

Station WYYB is currently licensed (BMLH-940307KC) to operate on channel 229A at Dickson, Tennessee with an effective radiated power (ERP) of 6 kW and an antenna height above average terrain (HAAT) of 100 meters.¹

Dickson, is located in Dickson County, Tennessee and has a 1990 U.S. Census population of 8,791 persons. Stations WQZQ(AM), 1260 kHz (BL-850125AA) and FM station WQZQ-FM, 272C1 (BLH-840806DW)² are currently licensed to serve Dickson. Therefore, adoption of the proposal will not deprive Dickson of its sole "existing" local service.

Kingston Springs is located in Cheatam County, Tennessee and has a 1990 U.S. Census population of 1,529 persons. Kingston Springs has no local FM or AM service and, therefore, Petitioner's proposal would bring first local broadcast service to Kingston Springs. Accordingly, Petitioner requests modification of the FM allocation table as follows:

| <u>City</u> | <u>Present</u> | <u>Proposed</u> |
|-----------------------------|----------------|-----------------|
| Dickson, Tennessee | 229A, 273C1 | 273C1 |
| Kingston Springs, Tennessee | -- | 229A |

¹ In addition, WYYB has a pending "one-step" application to upgrade to Class C3 status on channel 229, FCC file No. BPH-951018ID.

² WQZQ-FM was upgraded to channel 273C1 in MM Docket 88-613 and currently has a construction permit (BPH-950106IE) to implement the upgraded operation.

Compliance With FCC Rules

The attached Figure 1 is a tabulation of required separations pertinent to use of channel 229A at Kingston Springs.³ The reference site complies with the Commission's minimum distance separation requirements contained in section 73.207 to all existing, authorized and proposed stations and allotments, except to the licensed and pending WYYB facilities. Operation from the reference site will provide the requisite city grade signal to all of Kingston Springs.

Figure 2 is a map which was developed using the 1990 U.S. Census Topologically Integrated Geographic Encoding and Referencing (TIGER)/Line files and which shows the area to locate channel 229A at Kingston Springs in compliance with the Commission's minimum distance separation requirements and city coverage requirements based on maximum Class A facilities (ERP 6 kW/HAAT 100 m). The Kingston Springs city limits shown on Figure 2 were also obtained from the TIGER/Line files.

Pursuant to Section 1.420(i), the Commission will consider petitions to modify the license of an FM station to specify a new community if the proposed allotment would be mutually exclusive with the present assignment. As the entire area to locate for channel 229A at Kingston Springs depicted on Figure 2 would be

³ The geographic coordinates for Channel 229A at Kingston Springs are North Latitude 36°07'13" and West Longitude 86°59'03".

short-spaced to the licensed and pending WYYB sites, the new allotment is mutually exclusive with the existing allotment.

Urbanized Area Considerations

Kingston Springs, Tennessee is not located within any Urbanized Area as defined by the 1990 U.S. Census. Furthermore, the proposed 70 dBu contour will encompass less than 50% of the nearest Urbanized Area (Nashville). Therefore, the proposal constitutes a first local service at Kingston Springs.⁴

60 dBu Gain Area

The authorized WYYB 60 dBu contour encompasses 86,426 persons within 2,496 square kilometers. The proposed 60 dBu contour will encompass 474,646 persons within 2,515 square kilometers. Therefore, adoption of the Petitioner's proposal will result in an increase in the number of persons within the 60 dBu contour of 388,220 persons.

Coverage Contours

The FM predicted coverage contours were calculated in accordance with the provisions of Section

⁴ See paragraph 11 of the **Report and Order** in MM Docket No. 91-25 (adopted: September 8, 1995; released: September 19 1995; DA 95-1938)

73.313, except that uniform terrain was presumed in all directions.

Population and Area

The population within each FM 60 dBu (primary service) contour were calculated using a computer program that utilizes the 1990 U.S. Census database of "population centroids". The program adds the populations of those U.S. Census designated areas whose centroid was within each service area. The area within each FM primary service contour was calculated using a root mean square algorithm.

Conclusion

Channel 229A can be reallocated from Dickson, Tennessee to Kingston Springs, Tennessee in compliance with all applicable Commission Rules. Kingston Springs is not located within an Urbanized area and the proposed 70 dBu contour will not encompass ~~50%~~ or more of an Urbanized area. Furthermore, adoption of the proposal will increase the number of persons within the WYYB 60 dBu contour by 388,220 persons.

Dickson and Kingston Springs, Tennessee

Therefore, Petitioner requests the reallocation of channel 229A from Dickson to Kingston Springs, Tennessee and the modification of the WYYB license (BMLH-940307KC).


W. Jeffrey Reynolds

du Treil, Lundin & Rackley, Inc.
240 North Washington Blvd.
Suite 700
Sarasota, Florida 34236

August 15, 1996

TECHNICAL EXHIBIT
IN SUPPORT OF
A PETITION FOR RULE MAKING
TO AMEND THE FM TABLE OF ALLOTMENTS
DICKSON AND KINGSTON SPRINGS, TENNESSEE

FM SEPARATION STUDY

Job Title : Proposed WYYB, Kingston Springs, TN Separation Buffer 32 km
FCC DB Date : 08/08/96
Channel 229A (93.7 MHz) Coordinates : 36-07-13 86-59-03

| Call Status | City State | FCC File No. | Channel Freq. | ERP(kW) HAAT(m) | Latitude Longitude | Bearing deg-Tru | Dist. (km) | Req. (km) |
|--|---------------|--------------|------------------|--------------------|-----------------------|--------------------|---------------|--------------------|
| WDNS | Bowling Green | | 227C3 | 12.0 | 36-56-39 | 35.3 | 112.46 | 42 |
| APP | KY | BPH960402IB | 93.3 | 144.0 | 86-15-11 | | 70.46 | CLEAR |
| One-step application from 227A | | | | | | | | |
| WKWX | Savannah | | 228A | 6.0 | 35-17-08 | 229.4 | 141.60 | 72 |
| LIC | TN | BMLH950612KA | 93.5 | 91.0 | 88-10-03 | | 69.60 | CLEAR |
| | Dickson | | 229C3 | | 36-10-10 | 290.7 | 15.55 | 142 |
| ALC | TN | | 93.7 | .0 | 87-08-45 | | -126.45 | SHORT ¹ |
| reserved for WYYB per one-step application BPH951018ID | | | | | | | | |
| WYYB | Dickson | | 229C3 | 18.0 | 36-04-32 | 258.8 | 25.54 | 142 |
| APP | TN | BPH951018ID | 93.7 | 100.0 | 87-15-44 | SS | -116.46 | SHORT ¹ |
| One-Step Application From Channel 229A | | | | | | | | |
| WYYB | Dickson | | 229A | 6.0 | 36-04-32 | 258.8 | 25.54 | 115 |
| LIC | TN | BMLH940307KC | 93.7 | 100.0 | 87-15-44 | | -89.46 | SHORT ² |
| *To Channel 229C3 Per One-Step Process 951018ID | | | | | | | | |
| WBXE | Baxter | | 229C3 | 6.1 | 36-11-03 | 86.7 | 141.75 | 142 |
| CPM | TN | BMPH940608ID | 93.7 | 201.0 | 85-24-40 | SS | -0.25 | SHORT ³ |
| WRLG | Smyrna | | 231A | 3.9 | 35-59-43 | 109.8 | 40.83 | 31 |
| LIC | TN | BLH940606KA | 94.1 | 72.0 | 86-33-29 | | 9.83 | CLOSE |
| WDBLFM | Springfield | | 232A | 3.0 | 36-29-42 | 9.5 | 42.18 | 31 |
| LIC | TN | BLH920703KG | 94.3 | 99.0 | 86-54-22 | | 11.18 | CLOSE |
| WGFX | Gallatin | | 283C1 | 49. DA | 36-16-05 | 46.9 | 24.11 | 22 |
| LIC | TN | BLH880422KD | 104.5 | 400.0 | 86-47-16 | | 2.11 | CLOSE |

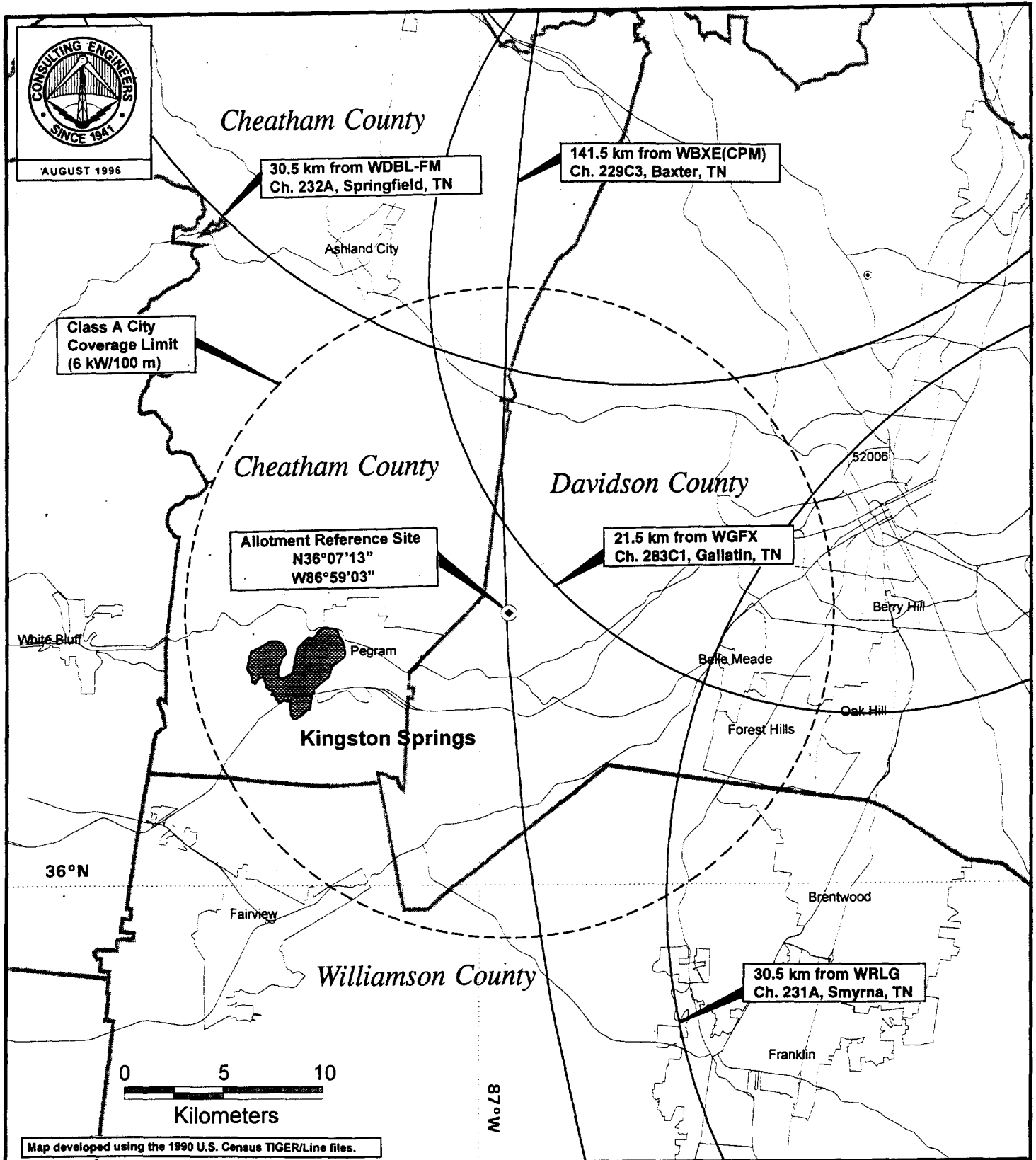
** End of separation study for channel 229A **

¹ Proposed WYYB "one-step" upgrade application. Requested reallocation of channel 229A to Kingston Springs, Tennessee is mutually exclusive with the "one-step" application.

² Existing WYYB operation. Requested reallocation of channel 229A to Kingston Springs, Tennessee is mutually exclusive with the "one-step" application.

³ Complies with the minimum distance separation requirements of Section 73.207 when rounded to the nearest whole kilometer pursuant to Section 73.208.

Figure 2



AREA TO LOCATE

CHANNEL 229A
KINGSTON SPRINGS, TENNESSEE

du Treil, Lundin & Rackley, Ind. Sarasota, Florida

Exhibit B

Information

•Continued From Pg. 62

the Courthouse, 100 Public Square, Ashland City. Phone 792-5129. The renewal fee for registration of vehicles is \$74 with vanity license plates \$99 for non-commercial vehicles. Commercial tag prices vary but begin at \$94.25. Fees include a wheel tax sticker fee, with 80 percent going to Cheatham schools and 20 percent going to roads.

NEWSPAPERS

The **Ashland City Times** is located at 202-A North Main Street, P.O. Box 158, Ashland City. Phone 792-4230. Business manager is Martha Hooper, the editor is Donna Ryder and the advertising sales representative is Shirley Bradley. Office hours are Monday through Friday 8 a.m.-4:30 p.m. Advertising deadline is Monday 11 a.m. Published weekly on Wednesdays. The **Ashland City Times** is also the publisher of **The Cheatham County Money Saver**, a weekly shopper delivered to residents not receiving **The Times**. Deadline for **Money Saver** is the same as for the newspaper.

The **Advocate** is located at 1500 Fallen Bee Tree Road, P.O. Box 208, Kingston Springs. Phone 952-5554. Hours are Monday through Friday 8 a.m.-5 p.m. Publisher/editor is Jim Lewis, advertising director is Jodi Williams and production manager is Dale Graham. Published weekly on Saturdays, the paper's deadline is Tuesday at 4 p.m.

NURSING HOMES

Cheatham County Health Service Center is located at 2501 River Road, Ashland City. Lois Johnstone is administrator. Phone 792-4948. The center is a county-owned, 100-bed skilled nursing facility with no set visiting hours.

Hillcrest Healthcare Center is located at 111 East Lenox Street, Ashland City. Phone 792-9154. Sherry Broom is administrator. The center is a privately-run nursing care facility offering skilled and intermediate care with 90 beds. Visiting hours are flexible.

PARKS AND RECREATION

Ashland City has four parks and recreation areas available for public use. The parks are managed by City Parks Director Tony Young, who can be reached at 792-2655 at City Hall. Parks are located at:

•**Vine Street**, next to Ashland City Post Office, including ball fields, basketball courts, batting cages, a concession area and a playground area;

•**Elizabeth Street**, behind Ashland

City Primary School, including ball fields, a playground area and a basketball goal;

•**River Bluff Park**, off Bypass Road and Highway 49, including a park area with an open stage area and recently completed boat ramp;

•**Park Street**, off Highway 49 beside Midway Supply Company, including a walking track, tennis courts, volleyball courts, football and baseball fields and a playground area.

Pegram has one multi-purpose city park. Many of the town's larger events are held in the park area, including the annual Pegram Fish Fry. Larry Martin is the parks director and can be reached at 646-7495. The park includes two ball fields, a picnic area with a shelter, a barbecue pit, a playground and basketball and tennis courts. The park is located behind City Hall on Thompson Road.

Pleasant View, on Highway 49 and Highway 41A in Pleasant View, includes ball fields.

Kingston Springs, on Pinnacle Hill Road next to the Harpeth River, includes ball fields for baseball, football and soccer, a picnic area and playgrounds. Robert Sanders is the park commissioner and can be reached at 952-2110. The area is the site of special events, including the city's annual Spring Fling.

POST OFFICES

Ashland City - 102 North Vine Street, Ashland City, 37015. Phone 792-4580. Postmaster is Billy Lee. Hours are weekdays 8 a.m.-4:30 p.m.; Saturdays 8 a.m.-12 p.m.

Chapmansboro - 2900 Highway 12 North, Chapmansboro, 37035. Phone 792-5237. Postmaster is Shirley Owen. Hours are weekdays 6:45 a.m.-4 p.m., closed 11 a.m.-12:30 p.m.; Saturdays 7 a.m.-11 a.m.

Kingston Springs - 110 Luyben Hills Road, Kingston Springs, 37082. Phone 952-3953. Postmaster is John Wise. Hours are weekdays 8 a.m.-4:30 p.m., closed 12-1 p.m.; Saturdays 8 a.m.-12 p.m.

Pegram - 538 Highway 70, Pegram, 37143. Phone 646-6886. Postmaster is George Brown. Hours are weekdays 7:15 a.m.-4 p.m., closed 12-1 p.m.; Saturdays 8 a.m.-11 a.m.

Pleasant View - 2550 Highway 49 East, Pleasant View, 37146. Phone 746-5552. Postmaster is Marty Patton. Hours are weekdays 7:30 a.m.-4 p.m., closed 12-1 p.m.; Saturdays 8:30 a.m.-noon.

Other area Zip Codes include Cedar Hill 37032, Charlotte 37036 and Joelton 37080.

PROPERTY TAXES

Cheatham County - Cheatham County property taxes are paid to Cheatham County

through the Trustee's office in the Courthouse, 100 Public Square, P.O. Box 56, Ashland City. Trustee is Dot Jones. Phone 792-4298. The tax rate is \$2.95 per \$100 of assessed value. Payments are due the first Monday in October through February 28.

Ashland City - Property tax payments for the Town of Ashland City are made at City Hall, 101 Court Street, P.O. Box 36, Ashland City. Phone 792-4357. The tax rate is 57 cents per \$100 of assessed value. Tax payments are due the first Monday in October through February 28.

Pegram - The Town of Pegram has no property taxes at this time.

Kingston Springs - The Town of Kingston Springs' property taxes are paid at City Hall, 396 Spring Street, P.O. Box 256, Kingston Springs. Phone 952-2110. The tax rate is 58 cents per \$100 of assessed value. Tax payments are due the first Monday in October through February 28.

RADIO STATION

WQSV-Dial 790 AM is Cheatham County's only radio station and is located at 208 1/2 North Main Street, P.O. Box 619, Ashland City. Phone 792-6789. Broadcast hours are daily from 6 a.m.-6 p.m. or later sports nights or during special events. The station features a country and gospel format, with emphasis on local news, Christian programming and sports, such as Vanderbilt, Atlanta Braves baseball, Cheatham school sports and NASCAR. The owner is Richard "Corky" Albright.

SENIOR CITIZENS CENTER

The **Ashland City Senior Citizen Center** is located at 104 Ruth Drive, Ashland City. Phone 792-3629. Cynthia Sanders is director. Seniors meet Monday through Friday 8 a.m.-3 p.m. Lunch is available through the Mid-Cumberland Human Resources Nutrition Program at \$4.07 for ages 60 and under, with no charge for those over 60. Donations are accepted. Nutrition site manager is Debbie Dietsch. Van services is available through the Mid-Cumberland Regional Transit System with Pat Henry, Ruby Johns and Ray Strunk serving as van drivers. The multi-purpose senior citizen center offers transportation, nutrition, information, services and referrals and adult education classes. Leisure activities include quilting, card-playing, dominoes, pool, cable tv and a lending library. The group takes occasional field trips, participates in the Greater Nashville Senior Olympics and offers health screenings. Walking and line dance programs are also available. The cen-

See Information Page 66

Exhibit C

Municipalities In Cheatham

Three incorporated townships in Cheatham County provide services to their residents in addition to those served by the county.

Ashland City, Kingston Springs and Pegram each have governing bodies comprised of part-time mayors and city councils.

The cities and who governs each include:

Ashland City

Ashland City has a mayorial, alderman form of government. Mayor Mary Grey Jenkins runs the city with a six-member council. Two members of the council are up for election in December 1997 and the remaining four will run again in 1999. All members were elected in December 1995, but a change in procedure will allow for no council to ever be elected all at once again. Candidates have to declare if they are running for either council member or mayor.

Other council members include Vice Mayor Janice Vick, Steve Smith, Eddie Nichols, Joe York, Ralph Kennedy and Steve Allen.

The council meets at 7 p.m. the second Tuesday of each month in the city courtroom in City Hall on Court Street behind the Cheatham County Courthouse.

City Hall is open Monday through Friday 8 a.m.-4:30 p.m.

In addition to the council's guidance, city department heads handle daily duties. Department directors include City Recorder Demetra O'Neal, Public Works Director Gary Norwood, City Supt. John Poole, Waste Water Treatment Plant Director Freddie Miler, Building Commissioner Michael Majors, Parks Director Tony Young, Police Chief Curtis Bennett, Fire Chief Chuck Walker and City Judge Bill Stinnett. Jennifer Noe serves as the town's attorney.

The city's tax rate is 57 cents per \$100 of assessed value.

Kingston Springs

Headed by Mayor Anthony J. "Tony" Campbell. Made up of four other council members, the Kingston Springs City Council is elected in January every two years with members serving staggered, four-year terms.

Council members include James A. Wells Sr., Robin Giltner, Steve Stuart, and Gary B. Corlew, who serves as vice mayor.

The council meets at 7 p.m. the third Thursday of each month in the town's City Hall on Main Street.

The Town of Kingston Springs is the only Cheatham municipality with a full-time city manager, Laurie Cooper, who oversees the city's daily operations.

Department heads at Kingston Springs are also responsible for duties and include Public Safety Director Joe D. Cron, Public Works Director Kenneth Welch, Parks Commissioner Robert Sanders, City Attorney Larry D. Craig, City Recorder Debbie Finch and City Judge Robert B. Young. Wade Boggs serves as fire chief.

The city has a 58-cent per \$100 assessed value property tax.

City Hall is open Monday through Friday from 8 a.m. to 4:30 p.m. and Saturday from 8 a.m. to noon.

Pegram

The Town of Pegram has a three-member city commission led by Mayor Aubrey Chambers. Council members David Becker and Warren Miller round out the slate of elected officials for the city.

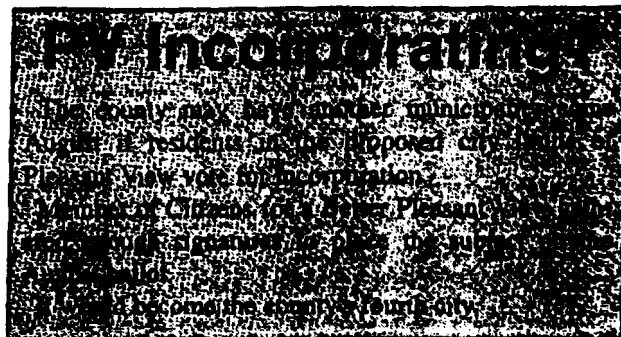
Council members are elected in staggered terms in June for four year terms.

Ellen Quarles is city recorder and Jim Doherty is the city's building commissioner.

The body meets in City Hall on Thompson Road just off Highway 70 South at 7 p.m. the last Thursday of each month.

The township has no property tax but does produce revenue through wholesale beer sales and sales and gas taxes.

City Hall is open Monday, Wednesday and Friday from 8:30 a.m. to 4:30 p.m.



Residents Can Vote In August

Cheatham County residents will get an opportunity this August to cast votes in eight races.

They include:

- Three candidates are vying for a 2nd District Cheatham County Commission seat. Incumbent Jack McCanless, who was appointed to the Commission in February 1995 to complete the term of Randy Drake, is being challenged by Billy R. Krantz and Melvin L. Bolton for the position.

The 2nd District includes voting precincts at East Cheatham Elementary and Cheatham Central High;

- Cheatham County Property Assessor Betty Gail Balthrop is running unopposed;

- Ashland City residents will have the opportunity for the first time to vote for a city judge as Stinnett is running unopposed. According to state law, if a city judge exercises General Sessions jurisdiction, they must be elected. Previously, the position was appointed by the City Council;

- 66th District State Representative Gene Davidson is running unopposed;

- Incumbent Road Supervisor Jerry Carney is being challenged by Drake, the former 2nd District County Commissioner who resigned to become the Solid Waste Director in Robertson County;

- School Supt. Jimmy Stack is challenged by First District County Commissioner Donnie Jordan. Jordan previously served as the head of schools from 1986 to 1992;

- Two 2nd District School Board seats are up for grabs as three candidates are competing for the positions. Darrel Hooper and James R. Lee are challenging incumbent Rick Winters. Present 2nd District board member Nancy Ray is not seeking re-election;

- In the 63rd State House District primary race, Mike Williams is seeking re-election as he runs unopposed on the Democratic ticket while Ann Little is running unopposed on the Republican ticket;

- Incumbent Carol Rice is the only Republican candidate running on the 22nd State Senatorial District primary ticket. However, three Democratic candidates, Rosalind Kurita, Lew Wallace and Barbara Melton Brown, are seeking its parties top billing for the November election;

- Running unopposed on the Republican ticket for the 7th Congressional House District seat is incumbent Ed Bryant. Vying for the Democratic party nomination are Horace Murphy Jr. and Don Trotter.

Exhibit D

Department of Economic
and Community Development

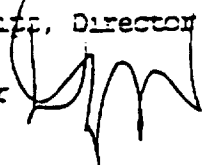


TENNESSEE

Local Planning Assistance Office
Rachet Jackson Building, 6th Floor
120 Sixth Avenue North
Nashville, Tennessee 37243-0405
615-741-2211

MEMORANDUM

TO: Mr. Clyde Phillips, Director of Accounts

FROM: Donald G. Waller 

DATE: June 30, 1996

SUBJECT: Special Census Certification

Under Tennessee Code Sections 67-6-103, 54-5-203 and 57-5-205, as amended, the Department of Economic and Community Development is authorized to certify to the proper state authorities, the results of censuses taken under its direction for the purpose of distributing state-collected taxes due municipalities on a population basis.

A special census has been made in Kingston Springs, Tennessee on or about May 22, 1996 in connection with:

NEW INCORPORATION

The new population base is _____.

TERRITORY ANNEXED

The population of the annexed area is _____.

The new population base is _____.

CITY-CENSUS

The new population base is 2,425.

ANNEXATION AND CITY-WIDE CENSUS COVERED

The new population base is _____.

DE-ANNEXATION

The population of the deannexed area is _____.

The new population base is _____.

I certify that the above information is true and correct, and recommend that the new population total shown be used as the basis upon which the municipality shall participate in any state-shared taxes to which it is entitled.

cc: Director of Accounting, Revenue Department
Chief of Accounts, Transportation Department
Commissioner, Department of Finance and Administration
Local Planning Division Regional Office
Municipality:

Exhibit E

TWO FOR \$75
Save \$15 and
get your
Cheatham
County
Afghans while
they are on
sale!

The Chamber
of Commerce
will be selling
the afghans at
a reduced price
of two for \$75.
If you are look-
ing for the per-
fect gift for your
customers or
clients don't
miss out. Buy
two afghans for
\$75.00 includ-
ing tax. Individ-
ual afghans sell
for \$45.00
each. They are
available in
three different
colors, hunter
green, navy
blue, and cran-
berry red.
Don't miss the
sale and get
your afghans
today! Two for
\$75—save \$15

County News and Events

CHEATHAM COUNTY BUILDING PERMIT DATA - RESIDENTIAL

| AREA | JUNE | JULY | YTD TOTALS | TOTAL IN 1995 |
|---------------------------|------------------|------------------|-------------------|---------------|
| Cheatham Co. Value | 55 2,245,431 | 62 2,394,154 | 419 19,119,727 | 511 |
| Ashland City Value | 11 21,300 | 5 169,600 | 45 655,297 | 31 |
| Kingston Springs Value | 14 1,022,500 | 12 1,345,000 | 59 5,351,333 | 69 |
| Pegram Value | 5 404,900 | 9 1,090,900 | 33 3,366,100 | 54 |
| Total Permits | 85 | 88 | 556 | 665 |
| Total Value | 3,694,131 | 4,999,654 | 28,492,457 | |

CHEATHAM COUNTY BUILDING PERMIT DATA - NON-RESIDENTIAL

| Area | JUNE | JULY | YTD Totals | TOTAL IN 1995 |
|---------------------------|----------------|----------------|------------------|---------------|
| Cheatham Co. Value | 6 23,000 | 10 462,520 | 48 1,644,176 | 131 |
| Ashland City Value | 2 54,000 | 1 300 | 18 270,172 | 86 |
| Kingston Springs Value | 1 150,000 | 1 36,000 | 7 1,327,945 | 85 |
| Pegram Value | 0 0 | 4 45,700 | 5 85,700 | 2 |
| Total Permits | 9 | 16 | 78 | 304 |
| Total Value | 227,000 | 544,520 | 3,327,993 | |

CHEATHAM COUNTY FAIR—AUGUST 18TH TO 24TH.

School starts and so does the Cheatham County Fair. Look for the Demolition Derby, Beauty Pageants, Cattle Shows, Pullet Sale, ATV Race and Mud Drag races. Don't forget the 4-H Exhibits as well. Admission fee of \$6.00 per person guar-

antees something for everyone. Saturday, August 24th the gates will open at 8am for a full day of fun at the Fair. Parking is available for a fee of \$1 per car which benefits the Cheatham County DARE program. Here's a quick list of events:

Monday-Demolition Derby at 7:30 p.m.
Tuesday-Cattle Show at 5:00 p.m.
Wednesday-ATV Races at 7:30 p.m.
Thursday-Demolition Derby at 7:30 p.m.
Friday-Mud Drag at 7:30 p.m.
Saturday-Mud Drag at 7:30 p.m.

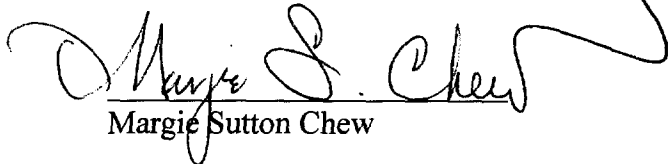
CERTIFICATE OF SERVICE

I, Margie Sutton Chew, a secretary in the law firm of Fisher Wayland Cooper Leader & Zaragoza L.L.P., hereby certify that on this 19th day of August, 1996, I caused to be served by hand delivery a copy of the foregoing **"Petition for Rule Making,"** on the following:

John A. Karousos
Federal Communications Commission
2000 M Street, NW
Room 554
Washington, D.C. 20054

Brian Butler
Federal Communications Commission
1919 M Street, NW
Room 332
Washington, D.C. 20054

Respectfully submitted,


Margie Sutton Chew